

John G. Haggard Leader, Global Remediation GE 319 Great Oaks Blvd. Albany, NY 12203

T 518 862 2739 F 518 862 2731 John,Haggard@ge.com

## VIA FEDERAL EXPRESS

December 17, 2014

Mitchell Suprenant, Supervisor Town of Fort Edward 118 Broadway Fort Edward, NY 12828

Robert Manz, President D.A. Collins Environmental 269 Ballard Road Wilton, NY 12831

Re: Sediment Dewatering Facility Decommissioning

Dear Sirs:

As you know, GE and the Environmental Protection Agency (EPA) expect that the dredging component of the EPA Hudson River dredging project will be completed in 2015. While GE will continue other work on the river after dredging is completed, the conclusion of dredging itself means that the sediment dewatering and transportation facility located in Fort Edward will no longer be needed. The decommissioning of the facility is scheduled to begin in 2015 and be completed in 2016. This process will begin with a Demobilization and Restoration Plan that GE is required to submit to EPA by February 15, 2015.

GE hopes to work out a collaborative approach with WCC, as owners of the property, and the Town of Fort Edward on the decommissioning plan for this facility that is consistent with your vision for reuse of the property.

Our agreements with EPA require that GE ensure that the facility is decommissioned consistent with WCC's future plans for the property, that GE consult with the town regarding its wishes for future land uses, and that GE encourage WCC to consult with the town. Thus far, GE, the town and WCC have had a number of conversations, including a meeting of all of the parties on November 18, 2014.

At that meeting, we reviewed the permanent physical infrastructure at the site and requested your recommendations as to which portions the town and WCC might want left behind for future use. We explained that the decisions about what, if any, infrastructure might be left in place will depend on whether PCBs are shown to be present on the facilities and equipment.

During this discussion, WCC and town representatives expressed the view that the future use of the property should be consistent with its zoning as an industrial park. Consistent with this vision, WCC and the town expressed their interest in seeing GE leave as much of the infrastructure at the site as is possible, given the requirements of GE's agreements with EPA. As you know, the property lease between GE and WCC requires GE to substantially return the property to it former condition unless WCC requests certain infrastructure improvements be left

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behind. To date, GE has not received such a request, but we understand discussions between WCC and the town on this subject are underway.

We ask that WCC and the Town advise GE of any specific requests about infrastructure they prefer to see GE leave behind as soon as possible, so that GE can consider these requests and prepare the required Demobilization and Restoration Plan for submission to EPA. To allow sufficient time for consideration of these requests and preparation of the plan, we would appreciate your input by January 9, 2015. Absent such input, the plan submitted to EPA will reflect the need to substantially restore the property to its condition prior to GE use by removing the permanent physical infrastructure, consistent with GE's lease with WCC.

Sincerely,

John Haggard

CC: Gary Klawinski, U.S. EPA

> Matthew F. Fuller, Esq., Meyer & Fuller, PLLC Christopher P. Langlois, Esq., Girvin & Ferlazzo, PC Martin D. Auffredou, Esq., Warren County Attorney

Eric Merrifield, Esq., GE